

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

United States of America

v.

Case No. 06-cr-42-01-SM

Thomas Lavery

O R D E R


Defendant Lavery's motion to continue the final pretrial conference and trial is granted (document 11). Trial has been rescheduled for the September 2006 trial period. Defendant Lavery shall file a waiver of speedy trial rights not later than June 1, 2006. On the filing of such waiver, his continuance shall be effective.

The Court finds that the ends of justice served by granting a continuance outweigh the best interest of the public and the defendant in a speedy trial, 18 U.S.C. § 3161(h)(8)(B)(iv), in that failure to grant a continuance would unreasonably deny defendant the reasonable time necessary for effective preparation taking into account the exercise of due diligence under the circumstances.

Final Pretrial Conference: August 28, 2006 at 4:00 p.m.

Jury Selection: September 6, 2006 at 9:30 a.m.

SO ORDERED.



Steven J. McAuliffe
Chief Judge

May 24, 2006

cc: Lawrence A. Vogelmann, Esq.
Mark Irish, AUSA
US Probation
US Marshal